

Attorney for Plaintiff  
IO GROUP, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

Defendant.

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)  
) C-06-03926 (HRL)  
)  
)  
) DECLARATION OF GILL SPERLEIN IN  
) SUPPORT OF PLAINTIFF'S MOTION  
) FOR ADMINISTRATIVE RELIEF TO  
) FILE SUPPLEMENTAL BRIEF  
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2. On Monday October 22, 2007, I attempted to contact defense counsel by telephone, leaving messages for Jennifer Golinveaux and Michael Elkin. I also sent a detailed e-mail message to both attorneys. Unable to reach either of them directly, I immediately proceeded with the fining of plaintiff's Motion for Administrative Relief since the Court's ruling on the motions may be imminent.

3. The order attached to plaintiff's Proposed Supplemental Brief as an exact copy of the order issued by the District Court for the Central District of California in the case of *Metro-Goldwyn-Mayer Studios, Inc. v. Grokster, Ltd.*, No. CV 01-8541, CV 01-9923, on October 16, 2007 and which appears on the docket for that matter at Doc. No. 1287.

Pursuant to the laws of the United States, I declare under penalty of perjury the foregoing is true and correct.

Dated: *October 22, 2007*

/s/ Gill Sperlein

GILL SPERLEIN,  
Attorney for Plaintiff